

inviting them to address the joint session.

The President pro tempore announced the completion of the business of the joint session, and, at 12:15 o'clock p. m., he requested the Senate to retire to its Chamber.

In the Senate

The President pro tempore called the Senate to order at 12:20 o'clock p. m.

Adjournment

On motion of Senator Martin, the Senate, at 12:23 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

TWENTY-FOURTH DAY

(Thursday, February 15, 1945)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Metcalfe
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

A quorum was announced present.

The Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday, was dispensed with and the Journal approved.

Leaves of Absence Granted

Senators Shivers, Kelley, and Moore were granted leaves of absence for today on account of important business on motion of Senator Aikin.

Reports of Standing Committees

Senator Bullock submitted the following reports:

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Education to whom was referred S. B. No. 4, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Education to whom was referred S. B. No. 135, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Education to who was referred S. B. No. 136, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Senator Chadick submitted the following report:

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 123 by Brown, have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHADICK, Chairman.

Senator Mauritz submitted the following reports:

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: We, your Committee on State
Affairs, to whom was referred H. C.
R. No. 8, by Cousins, have had said
resolution under consideration, and
we wish to report it back to the Sen-
ate with the recommendation that it
do pass and be printed.

MAURITZ, Chairman.

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: We, Your Committee on State
Affairs, to whom was referred S. B.
No. 121 by Spears, have had said bill
under consideration, and we wish to
report it back to the Senate with the
recommendation that it do pass and
be printed.

MAURITZ, Chairman.

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: We, your Committee on State
Affairs, to whom was referred S. B.
No. 127 by Mauritz, have had said
bill under consideration, and we wish
to report it back to the Senate with
the recommendation that it do pass
and be printed.

MAURITZ, Chairman.

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: We, your Committee on State
Affairs, to whom was referred S. B.
No. 114 by Moore, have had said bill
under consideration, and we wish to
report it back to the Senate with the
recommendation that it do pass and
be printed.

MAURITZ, Chairman.

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: We, your Committee on State
Affairs, to whom was referred S. B.
No. 77 by Sulak and Mauritz, have
had said bill under consideration, and
we wish to report it back to the Sen-

ate with the recommendation that it
do pass and be printed.

MAURITZ, Chairman.

Senator Vick submitted the follow-
ing report:

Austin, Texas,
February 14, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: We, your Committee on Civil
Jurisprudence, to whom was referred
H. B. No. 18, have had the same under
consideration and I am instructed to
report it back to the Senate with
recommendation that it do pass and
be not printed.

VICK, Chairman.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
February 15, 1945.

Hon. John Lee Smith, President of
the Senate.

Sir: I am directed by the House to
inform the Senate that the House has
passed the following Bills.

S. B. No. 69, A bill to be entitled
"An Act making a supplemental emer-
gency appropriation for the Adjutant
General's Department, State Service
Office, for the balance of the fiscal
year beginning February 1, 1945, and
ending August 31, 1945, being an ap-
propriation in addition to other
appropriations heretofore made, avail-
able immediately, and declaring an
emergency."

H. B. No. 13, A bill to be entitled
"An Act to appropriate funds to the
Agricultural and Mechanical College
of Texas in the sum of Thirteen
Thousand Two Hundred and Fifty-
five Dollars (\$13,255.00) as an emer-
gency appropriation to be expended
before February 1, 1945, to enable
said institution to further study a
plant disease known as "cotton wilt"
or verticillium wilt, which is becom-
ing prevalent in some sections of the
State, and is preventing the normal
production to an alarming extent,
in addition to its injury to the fiber
and staple of cotton, and it is likely
to spread over a vast area of the cot-
ton producing area of the State. Said
appropriation is to be used by the
Agricultural and Mechanical College
of Texas at its Sub-Station Number
17 at Ysleta, Texas, for the purpose
of carrying further experiments al-

ready begun in breeding various resistant strains of cotton, and to discover means of eradicating such disease."

H. B. No. 53, A bill to be entitled "An Act authorizing and instructing the State Board of Control to sell two tracts of land situated in Wichita County, Texas, aggregating 43.12 acres more or less; providing that abstracts or title insurance may be secured; providing that the Chairman of The State Board of Control may execute a deed of conveyance; providing for disposition of funds; and declaring an emergency."

H. B. No. 156, A bill to be entitled "An Act making an appropriation from the State Treasury for the support of the State Department of Education, Main Office, for stationery, printing, supplies, postage and contingent expense; Board of Examiners for seasonal examiners; and Radio and Visual Education, for contingent expense, totaling fourteen thousand seven hundred and eighty-seven dollars (\$14,87.00) for the fiscal year ending August 31, 1945.

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Bills on First Reading

The following bills were introduced, read first time and referred to the committees indicated:

By Senator Chadick:

S. B. No. 156, A bill to be entitled "An Act making an appropriation for Edom Independent School District in Van Zandt County on account of the recent destruction of the school building and school facilities therein; directing the spending of said money; and declaring an emergency."

To Committee on Finance.

By Senator Jones:

S. B. No. 157, A bill to be entitled "An Act to amend Section 25 of Rule 47a of Article 4477 of Vernon's Annotated Civil Statutes of the State of Texas so as to give a court of competent jurisdiction and the County Court, in the County where the birth or death occurred, authority to order the County Clerk and the State Registrar to issue a certified copy of any birth or death certificate wherein a child or adult is stated to be illegitimate, and authorizing the County

Clerk to deliver, at the request of said illegitimate person or of their guardian or legal representative, a certified copy of such certificate, and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Hazlewood:

S. B. No. 158, A bill to be entitled "An Act amending Acts 1933, 43rd Legislature, page 835, Chapter 238, and defining the meaning of practicing law and prohibiting corporations and all other persons, firms, or associations from practicing law in Texas except licensed attorneys of the bar, and prohibiting attorneys from splitting fees with others than attorneys, and providing a violation of this Act may be enjoined, and providing penalties for violations of this Act, and making certain exceptions thereto, and making any agreement in violation of this Act illegal and unenforceable, and prohibiting the recovery of any compensation for service rendered in violation of this Act and making all persons, firms, corporations, and associations of persons violating this Act liable for loss, damage or injury to any person, firm or corporation, or association of persons without showing that said loss was due to negligence; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Vick:

S. B. No. 159, A bill to be entitled "An Act making tax receipts issued by the state, county, city, school district or other political subdivision of the state or county, conclusive evidence of the payment of all taxes due on personal property of such taxpayer for said year, provided that the receipt or the rendition of such personal property be described in general terms as personal property; providing periods of limitation on the assessment or collection of ad valorem taxes on all personal property situated in this state; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Sulak:

S. B. No. 160, A bill to be entitled "An Act amending Article 3902, Revised Civil Statutes of Texas of 1925,

and all amendments thereto, by adding thereto a new subsection to be known as Sub-section 9; fixing the maximum compensation of the Chief Deputies to the County Sheriffs in counties of not less than ten thousand, two hundred, fifty (10,250), and not more than ten thousand, three hundred fifty (10,350) inhabitants, according to the last receding Federal Census, and which have a tax valuation of not less than thirteen million, one hundred dollars (\$13,000,100.00) according to the last approved tax roll; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Sulak:

S. B. No. 161, A bill to be entitled "An Act amending Title 61, Article 3883 of the Revised Statutes of the State of Texas, providing for the maximum compensation of County officials in any County where the population is not less than ten thousand two hundred and fifty (10,250) inhabitants, nor more than ten thousand three hundred and fifty (10,350) inhabitants, according to the last preceding Federal census, and which has a tax valuation of not less than Thirteen Million One Hundred Thousand (\$13,100,000.00) Dollars, according to the last approved tax roll; and declaring an emergency."

To Committee on Civil Jurisprudence.

Co-author of Senate Bill 107

Senator Knight asked unanimous consent of the Senate to sign Senate Bill No. 107 as a co-author.

There was no objection offered to the request.

Bill and Resolutions Signed

The President signed in the presence of the Senate, after giving due notice, the following bill and resolutions:

S. B. No. 69.

H. C. R. No. 21.

H. C. R. No. 24.

House Bill 6 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 6, A bill to be entitled "An Act making appropriation for an increase in salaries of State officials

and State employees for the period beginning with the effective date of this Act and ending on August 31, 1945, supplementing the salaries designated and/or provided for in Senate Bill No. 332, Acts of the Regular Session of the Forty-eighth Legislature, and declaring an emergency."

The bill was read second time.

Senator Stanford offered the following amendment to the bill:

Amend House Bill No. 6 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. That there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated in the General Revenue Fund, or such Special Funds as are set out in Senate Bill No. 332, Acts of the Forty-eighth Legislature, an amount to increase the salaries of State officials and State employees designated and/or provided for in said Senate Bill No. 332, as follows:

a. For all salaries of Fifteen Hundred Dollars (\$1500.00) per annum or less, there is hereby appropriated an amount to increase such salary by twenty per cent (20%).

b. For all salaries above Fifteen Hundred Dollars (\$1500.00) but not exceeding twenty-one Hundred Dollars (\$2100.00) per annum, there is hereby appropriated an amount to increase such salaries by fifteen per cent (15%).

c. For all salaries above Twenty-one Hundred Dollars (\$2100.00) but not exceeding Thirty-six Hundred Dollars (\$3600.00) per annum, there is hereby appropriated an amount to increase such salaries by ten per cent (10%). Provided, however, that the salary of the Executive Secretary-Director of the State Commission for the Blind, shall be Thirty-six Hundred Dollars (\$3600.00) per annum and that one-third of such salary shall be paid from funds received from the Federal Government.

d. For all salaries exceeding Thirty-six Hundred Dollars (\$3600.00) per annum there is hereby appropriated an amount to increase such salaries by two and one-half per cent (2½%).

It is the purpose of this appropriation to increase the current salaries of the current State officials and State employees by the amounts above specified, supplementing the appropriations made and/or designated for

such salaries by Senate Bill No. 332, Acts of the Regular Session of the Forty-eighth Legislature, and that such increases shall be paid monthly from the effective date of this Act until and including the 31st day of August, 1945, after which time this appropriation law shall be non-operative.

The payment and disbursements of the funds provided for herein shall be governed by the same rules and riders as are contained in Senate Bill No. 332 herein mentioned."

"Section 2. The fact that there have been no general salary raises for State officials and State employees over the past several years, and the fact that many efficient State employees are leaving the State service for higher salaries in private industry, making it difficult to keep competent help in the various State Departments, and the fact that the present war conditions have so increased the cost of living that it is impossible for the State employees, under present wage scales, to meet such increase in the cost of living, and the further fact of a crowded condition of the present calendar, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

Senator Stanford offered the following amendment to the amendment:

Amend amendment No. 1 to House Bill No. 6 by adding after the word "Legislature" and before the word "and" appearing in the fourth line of Section 1 of said amendment the following words and figures, to-wit: "and House Bill No. 2, Acts of the Regular Session of the Forty-ninth Legislature" and add after the figures "332" appearing in line 6 of said Section 1 of said amendment the following words and figures, to-wit: "and House Bill No. 2, Acts of the Regular Session of the Forty-ninth Legislature"; and add after the word "Legislature" and before the word "and" appearing in the twenty-ninth line of Section 1 of Amendment No. 1 the following words and figures, to-wit: "and House Bill No. 2, Acts of the Regular Session of the Forty-ninth Legislature."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

The bill was passed to third reading.

House Bill 6 on Third Reading

Senator Stanford moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Metcalfe
Brown	Moffett
Bullock	Moore
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Morris	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Metcalfe
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Moore	

House Bill 8 on Second Reading

The President laid before the Sen-

ate on its second reading and passage to third reading:

H. B. No. 8, A bill to be entitled "An Act making appropriation for an increase in salaries of State officials and State employees for the period beginning with the effective date of this Act and ending on August 31, 1945, supplementing the salaries designated and/or provided for in House Bill No. 666, Acts of the Regular Session of the Forty-eighth Legislature, and declaring an emergency."

The bill was read second time.

Senator Stanford offered the following amendment to the bill:

Amend House Bill No. 8 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. That there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated in the General Revenue Fund, or such Special Funds as are set out in House Bill 666, Acts of the Forty-eighth Legislature, an amount to increase the salaries of State officials and State employees designated and/or provided for in said House Bill No. 666, as follows:

a. For all salaries of Fifteen Hundred Dollars (\$1500.00) per annum or less, there is hereby appropriated an amount to increase such salary by twenty per cent (20%).

b. For all salaries above Fifteen Hundred Dollars (\$1500.00) but not exceeding Twenty-one Hundred Dollars (\$2100.00) per annum, there is hereby appropriated an amount to increase such salaries by fifteen per cent (15%).

c. For all salaries above Twenty-one Hundred Dollars (\$2100.00) but not exceeding Thirty-six Hundred Dollars (\$3600.00) per annum, there is hereby appropriated an amount to increase such salaries by ten per cent (10%).

d. For all salaries exceeding Thirty-six Hundred Dollars (\$3600.00) per annum there is hereby appropriated an amount to increase such salaries by two and one-half per cent (2½%).

It is the purpose of this appropriation to increase the current salaries of the current State officials and State employees by the amounts above specified, supplementing the appropriations made and/or designated for such salaries by House Bill No. 666, Acts

of the Regular Session of the Forty-eighth Legislature, and that such increases shall be paid monthly from the effective date of this Act until and including the 31st day of August, 1945, after which time this appropriation law shall be non-operative.

The payment and disbursements of the funds provided for herein shall be governed by the same rules and riders as are contained in House Bill No. 666 herein mentioned."

Section 2. The fact that there have been no general salary raises for State officials and State employees over the past several years, and the fact that many efficient State employees are leaving the State service for higher salaries in private industry, making it difficult to keep competent help in the various State Departments, and the fact that the present war conditions have so increased the cost of living that it is impossible for the State employees, under present wage scales, to meet such increases in the cost of living, and the further fact of a crowded condition of the present calendar, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

The bill was passed to third reading.

House Bill 8 on Third Reading

Senator Stanford moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 8 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Martin
Brown	Mauritz
Bullock	Metcalfe
Carney	Moffett
Chadick	Morris
Crawford	Parrish
Graves	Ramsey
Hazlewood	Spears
Jones	Stanford
Knight	Stone
Lane	Sulak
Lanning	Taylor

Vick	Winfield
Weinert	York

Absent—Excused

Kelley	Shivers
Moore	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Metcalf
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Moore	

Senate Bill 50 on Passage to Engrossment

(Unfinished Business)

The President laid before the Senate, as the unfinished business, on its passage to engrossment (the bill having been read second time yesterday):

S. B. No. 50, A bill to be entitled "An Act declaring public policy and creating a State Board of School Safety Supervision; prescribing the authority, powers, and duties thereof; providing for personnel; providing that no public monies shall be expended except upon certain conditions, and declaring an emergency."

With (committee) amendment, offered by Senator Chadick, pending.

Senator Chadick offered the following amendment to the amendment:

Amend Senate Bill No. 50 by adding a new sentence following the last word on line 64 of page Two of the printed bill, as follows:

"The foregoing provision shall not authorize the construction of any building, or alteration, **change** or repair thereof without first obtain-

ing such permit or permits as may be required by valid local ordinance or regulation."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

On motion of Senator Chadick, it was ordered that the caption be amended to conform to the body of the bill.

The bill was passed to engrossment.

Senate Bill 50 on Third Reading

Senator Chadick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 50 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Metcalf
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Moore	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—21

Aikin	Metcalf
Brown	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Hazlewood	Stanford
Knight	Stone
Lane	Sulak
Lanning	Vick
Martin	York
Mauritz	

Nays—6

Bullock	Taylor
Jones	Weinert
Moffett	Winfield

Absent

Graves

Absent—Excused

Kelley	Shivers
Moore	

(Senator Aikin in the Chair)

Motion to Place Senate Bill 33 on
Second Reading

Senator Martin moved that Section 5 of Article III of the Constitution be suspended and that S. B. No. 33 be taken up for consideration at this time.

The motion was lost by the following vote (not receiving the necessary vote of four-fifths of the members of the Senate):

Yeas—20

Aikin	Morris
Brown	Ramsey
Bullock	Spears
Crawford	Stanford
Graves	Stone
Hazlewood	Taylor
Jones	Vick
Lanning	Weinert
Martin	Winfield
Moffett	York

Nays—6

Chadick	Mauritz
Knight	Metcalf
Lane	Parrish

Absent

Carney	Sulak
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Absent—Excused

Kelley	Shivers
Moore	

House Bills on First Reading

The following House bills were read severally first time and referred to the committees indicated:

H. B. No. 156, to Committee on Finance.

H. B. No. 53, to Committee on Public Lands and Land Office.

H. B. No. 13 to Committee on Finance.

House Bill 18 on Second Reading

The Presiding Officer laid before

the Senate on its second reading and passage to third reading:

H. B. No. 18, A bill to be entitled "An Act authorizing and granting the power and authority to the Board of Regents of the State Teachers College, State of Texas, for the use and benefit of the San Houston State Teachers College, Huntsville, Texas, to contract with the Federal Government, or any of its agencies or departments, or to sub contract with any person, firm or corporation in the manufacture and delivery of Munitions of War for the United States Government; repealing all laws and parts of laws in conflict herewith and declaring an emergency."

The bill was read second time.

Senator Knight offered the following amendments to the bill:

(1)

Amend House Bill No. 18 by striking out the word "repealed" in Section in lieu thereof the following:

"Nothing in this Act shall authorize the granting of any title or interest in real estate of any kind or character to the Government of these United States. All laws and parts of laws in conflict herewith are suspended hereby for sufficient time to give force and effect to this Act."

(2)

Amend House Bill No. 18, by striking out the word "repealed" in Section 2, and substitute in lieu thereof the word "suspended."

(3)

Amend the caption to conform with bill as amended.

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 18 on Third Reading

Senator Knight moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 18 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Metcalf
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Moore	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Metcalf
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Moore	

(President in the Chair)

Senate Bill 58 on Second Reading

Senator Jones moved that Section 5 of Article III of the State Constitution be suspended and that S. B. No. 58 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Graves
Brown	Hazlewood
Bullock	Jones
Carney	Knight
Chadick	Lane
Crawford	Lanning

Martin	Stanford
Mauritz	Stone
Metcalf	Sulak
Moffett	Taylor
Morris	Vick
Parrish	Weinert
Ramsey	Winfield
Spears	York

Absent—Excused

Kelley	Shivers
Moore	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 58, A Bill to be entitled "An Act to amend Article 2956, Revised Civil Statutes of Texas, 1925, as amended [relating to appointment of deputy clerk in certain counties], and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 58 on Third Reading

Senator Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 58 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Metcalf
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Moore	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 107 on Second Reading

Senator York moved that Section 5 of Article III of the State Constitution be suspended and that S. B. No. 107 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Aikin	Metcalf
Brown	Moffett
Bullock	Morris
Carney	Parrish
Chadick	Ramsey
Crawford	Spears
Graves	Stanford
Hazlewood	Stone
Jones	Sulak
Knight	Taylor
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Kelley	Shivers
Moore	

The President laid before the Senate on its second reading and passage to engrossment.

S. B. No. 107, A Bill to be entitled "An Act to amend Section 2 of Article 2 of H. B. No. 176, Chap. 373, Acts of the 48th Legislature, 1943; and declaring an emergency."

The bill was read second time.

Senator Metcalfe offered the following amendment to the bill:

Amend S. B. 107. page 1, line 19 by adding after the word "apply" in said line, the following "for the scholastic year 1943-1944."

Question—Shall the amendment be adopted?

Executive Session

At 11:30 o'clock a. m., the President announced the arrival of the hour for an executive session of the Senate.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following nominations had been rejected by the Senate:

To be members of the Board of Directors of the Agricultural and Mechanical College of Texas for six-

year terms to expire January 10, 1951:

R. W. Briggs, of San Antonio, Bexar County.

Neth L. Leachman of Dallas, Dallas County.

To be a member of the Game, Fish and Oyster Commission for the six-year term to expire September 1, 1949:

Dee Davenport of Mission, Hidalgo County.

The Journal Clerk was further informed that the following nominations had been confirmed by the Senate:

To be a member of the State Board of Water Engineers for a six year term to expire August 19, 1949:

John W. Pritchett of Austin, Travis County.

To be Firemen's Pension Commissioner for the term expiring July 1, 1945:

H. Bayne Satterfield of Austin, Travis County.

To be Public Weigher in for the City of Fort Worth, Tarrant County, for a two year term to expire January 30, 1947:

E. Brents Wooten of Fort Worth, Tarrant County.

To be Public Weighers in and for Bexar County for a two year term to expire January 27, 1947:

G. C. Hagelstein, San Antonio, Bexar County.

M. A. Dozier, San Antonio, Bexar County.

To be a member of the Postwar Economic Planning Commission to succeed E. D. McCormick, resigned:

Gilbert Smith of Anson, Jones County (Member, Texas County Judges and Commissioners Association).

To be Branch Pilots for the Brownsville Navigation District for terms expiring December 31, 1946:

Captain Joseph A. Kelly of Brownsville, Cameron County.

Captain Aubrey D. Shaw of Brownsville, Cameron County.

To be Banking Commissioner of Texas:

H. A. Jamison of Boyd, Wise County, Texas.

In Legislative Session

The President called the Senate to order as in legislative session at 1:50 o'clock p. m.

Adjournment

On motion of Senator Martin, the

Senate, at 1:51 o'clock p. m. adjourned until 10:00 a. m. Monday, February 19, 1945.

Record of Vote

Senator Aikin asked to be recorded as voting nay on the motion to adjourn.

In Memory of
Hon. George Clark Purl

The Presiding Officer (Senator Aikin) laid before the Senate the following resolution:

(House Concurrent Resolution 22)

Whereas, on September 23, 1943, Texas lost one of her most outstanding and progressive citizens in the untimely death of the Honorable George Clark Purl of Dallas; and

Whereas, This native son had served with distinction in the House of Representatives during the Thirty-eighth, Thirty-ninth, Fortieth and Forty-first Legislatures, and in the Senate during the Forty-second and Forty-third Legislatures; and

Whereas, he was a Lieutenant in the Eighty-seventh Division in the First World War, was Adjutant of the John W. Low Post of the American Legion in Dallas, and was active in civic affairs as organizer and first vice-president of the Dallas Junior Chamber of Commerce; as a worker with the Dallas Advertising League, and a member of the Dallas Better Business Bureau, and joined in many other enterprises for local betterment; and

Whereas, it is fitting that recognition be made of the achievements of this able citizen, staunch friend, and devoted husband and father, whose death cut short a life of high public service, and who is well-described as

Statesman, yet friend to truth; of soul sincere,
In action faithful and in honour dear;
Who broke no promises, served no private end,
Who gained no title, and who lost no friend. . . .

Now, therefore, be it Resolved by the House of Representatives, the Senate concurring, that the sympathy of the Members of the Forty-ninth Legislature be extended to the family of George C. Purl, and that the Chief Clerk of the House of Representatives be directed to send a copy of this resolution to the family.

The resolution was read.

On motion of Senator Graves, the resolution was adopted.